

05.09.06

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Jack et al.

EXAMINER: Hutson

SERIAL NO.: 10/089,027

GROUP: 1652

FILING DATE: March 26, 2002

FOR: Incorporation of Modified Nucleotides by Archaeon DNA
Polymerases and Related Methods

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 4, 2006.



Leslie Goldberg

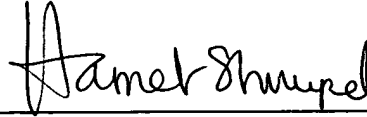
Sir:

Deletion of Inventors Pursuant to 37 C.F.R. §1.48(b)

Applicants request that inventors Philip Buzby and James DiMeo whose names appears on the declaration and power of attorney filed in the subject case, a copy of which is enclosed, be deleted from the application. They are not inventors for the present claims in the application.

Respectfully submitted,

NEW ENGLAND BIOLABS, INC.

A handwritten signature in black ink, appearing to read "Harriet Strimpel". The signature is written in a cursive style with a large initial "H".

Harriet M. Strimpel, D. Phil.
Reg. No. 37,008
Attorney for Applicant
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Dated: May 4, 2006

New England Biolabs, Inc.
32 Tozer Road
Beverly, MA 01915

**DECLARATION
AND POWER OF ATTORNEY
Original Application**

Atto: Docket No. NEB-166-PUS

As a below named inventor, I hereby declare that:

My residence, post address and citizenship are as stated below next to my name

I believe that I am the original, first and sole inventor (in only one name is listed at 201 below) or an original, first and joint inventor (if plural names are listed at 201-203 below) of the subject matter which is claimed and which a patent is sought on the invention entitled:

INCORPORATION OF MODIFIED NUCLEOTIDES BY ARCHAEON DNA POLYMERASES AND RELATED METHODS

which is described and claimed in:

☒ the attached specification or ☐ the specification in Application Serial No. _____ filed _____
(for declaration not accompanying application)

And was amended on _____
if applicable

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendments referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

FOREIGN APPLICATION(S) IF ANY, FILED WITHIN 12 MONTHS PRIOR TO THE FILING DATE OF THIS APPLICATION			
COUNTRY	APPLICATION	FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. 119
			YES NO
			YES NO
ALL FOREIGN APPLICATION(S) IF ANY, FILED MORE THAN 12 MONTHS PRIOR TO THE FILING DATE OF THIS APPLICATION			
COUNTRY	APPLICATION	DATE OF FILING	PRIORITY CLAIMED UNDER 35 U.S.C. 119
PCT	PCT/US00/26900	29-Sep-00	YES

I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status (Patented, Pending, Abandoned)
60/157,204	30-Sep-99	PENDING

DECLARATION
AND POWER OF ATTORNEY
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POWER OF ATTORNEY:

As a named inventor, I hereby appoint the following attorney with full powers of association, substitution and revocation to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Gregory D. Williams
(Registration No. 30901)

SEND CORRESPONDENCE TO:

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General Counsel
New England Biolabs, Inc.
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DIRECT TELEPHONE CALLS TO:



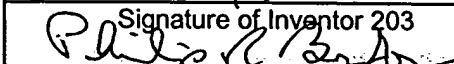
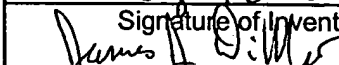
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DECLARATION
AND POWER OF ATTORNEY
PAGE 3 OF 3

2	Full Name of Inventor	Last Name	First Name	Middle Name
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6	Post Office Address	Post Office Address	City/State/Country	Zip Code
2	Full Name of Inventor	Last Name	First Name	Middle Name
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0	Residence & Citizenship	City	State/Foreign Country	Citizenship
8	Post Office Address	Post Office Address	City/State/Country	Zip Code
2	Full Name of Inventor	Last Name	First Name	Middle Name
0	Residence & Citizenship	City	State/Foreign Country	Citizenship
9	Post Office Address	Post Office Address	City/State/Country	Zip Code

I hereby further declare that all statements made herein of my own knowledge are true and the statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful statements and the like so made are punishable by or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signature of Inventor 201	Date
	18 March 2002
Signature of Inventor 202	Date
	18 March 2002
Signature of Inventor 203	Date
	3/13/02
Signature of Inventor 204	Date
	3/13/02
Signature of Inventor 205	Date
Signature of Inventor 206	Date
Signature of Inventor 207	Date
Signature of Inventor 208	Date
Signature of Inventor 209	Date